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**Laurie Korneffel**  
**Corporate Counsel**



February 19, 2002

VIA E-MAIL

Robert T. Witthauer  
Deputy Corporate Counsel  
Fibertech Networks  
140 Allens Creek Road  
Rochester, New York 14618  
e-mail address: [rwitthauer@fibertech.com](mailto:rwitthauer@fibertech.com)

RE: Ruling Compelling Production of Customer Contracts, Fiber Technologies Networks, LLC ("Fibertech") v. Shrewsbury Electric Light Plant, Massachusetts D.T.E. Docket No. 01-07

Dear Mr. Witthauer:

Yesterday I received your February 15, 2002 letter indicating that the Massachusetts Department of Telecommunications and Energy (the "Massachusetts D.T.E.") has ordered you to produce copies of Fibertech's contracts, which may include agreements and other documents with Qwest. I understand from you that Qwest must lodge any objection to such Order by no later than today.

During our telephone conversation this morning, you agreed to file with the Massachusetts D.T.E. a copy of this letter on Qwest's behalf. Qwest does not object to the Massachusetts D.T.E.'s Order compelling production of Fibertech's agreements with Qwest, so long as the Massachusetts D.T.E., Fibertech and the Shrewsbury Electric Light Plant agree to, and execute, a nondisclosure agreement that would prohibit the parties from disclosing the contents of any documents relating to Qwest to any parties outside of the litigation and from using any such documents for any purpose outside of the litigation.

If you or the Massachusetts D.T.E. have any questions regarding Qwest's position, please feel free to contact me at the address provided above.

Very truly yours,

Laurie L. Korneffel

